4-26-01

PATENT APPLICATION

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Express Mail No.: EL501039973US

CAttorney Docket No.: 066698.0128

First Named Inventor: Chan, et al

O (Or Application Identifier)

## TRANSMITTAL FOR U.S. PATENT APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box Patent Application ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231

Sir:

The enclosed application is:  X Original Continuation Divisional Continuation-In-F (CIP) of prior application No.  Enclosed are:  X Specification, Claims and Abstract ( 72 Total Pages X Drawing(s) ( 10 Total Sheets of X Formal Informal X Combined Declaration and Power of Attorney ( 5 Total Pages)  X Newly executed (original or copy) Copy from a prior application (for continuation or divisional only) Incorporation By Reference - The entire disclosure of the prior application, from wh the copy of the Declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein. This application is being filed by fewer tha all the inventors named in the prior application, under 37 CFR §1.53 (d) (4). Please DELETE the following inventor(s) named in the			Transmitted herewith for filing is the patent application tled: METHOD AND APPARATUS FOR VARYING SIGNALS SMITTED BY A TAG.
<pre>X Specification, Claims and Abstract (72Total Pages X Drawing(s) (10Total Sheets of _X FormalInformal X Combined Declaration and Power of Attorney (_5_Total Pages)</pre>		The	enclosed application is:  Original  Continuation Divisional Continuation-In-Part
<pre>X Drawing(s) ( 10 Total Sheets of X Formal Informal X Combined Declaration and Power of Attorney ( 5 Total Pages)</pre>			
Newly executed (original or copy)  Copy from a prior application  (for continuation or divisional only)  Incorporation By Reference - The entire  disclosure of the prior application, from wh  the copy of the Declaration is supplied, is  considered as being part of the disclosure of  the accompanying application and is hereby  incorporated by reference herein.  This application is being filed by fewer that  all the inventors named in the prior  application, under 37 CFR §1.53(d)(4). Please  DELETE the following inventor(s) named in the		X	Drawing(s) ( 10 Total Sheets of X Formal Informal) Combined Declaration and Power of Attorney ( 5 Total
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the accompanying application and is hereby incorporated by reference herein.  This application is being filed by fewer that all the inventors named in the prior application, under 37 CFR §1.53(d)(4). Please DELETE the following inventor(s) named in the			Incorporation By Reference - The entire disclosure of the prior application, from which
all the inventors named in the prior application, under 37 CFR §1.53(d)(4). Please DELETE the following inventor(s) named in the			incorporated by reference herein.
prior nonprovisional application:	3		

X	An Assignment of the invention to <u>Savi Technology</u> , <u>Inc.</u>
	is attached. A separate cover sheet in compliance with
	37 C.F.R. § 3.28 and § 3.31 is included with an
	Assignment recordal fee of \$ 40.00 pursuant to 37 C.F.R.
	§ 1.21(h).
х	Information Disclosure Statement (IDS), with Form
	PTO-1449.
	X Copies of documents listed on Form PTO-1449.
	Preliminary Amendment
	Please enter before calculating the filing fee.
	Priority is claimed under 35 USC §119 based on:
<del></del>	
	A certified copy of the priority application is
	enclosed.
	Other
<del></del>	Other
Х	Return Receipt Postcard
	The enclosed application is in the form of a foreign
	language text:
	An English translation is enclosed, along with a statement that the translation is accurate.
	Please notify the undersigned of the due date for
	submitting an English translation.
	An enclosed check includes the fee of \$for
	processing a foreign language text.
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abbr	icant is a <u>large X</u> small entity.  X Small Entity Statement enclosed.
	Small Entity Statement enclosed.  Small Entity Statement filed in prior application.
	Status still proper and desired.

	FILING FEE CALCULATION					
	Number		Number Extra	Small Entity Rate	Basic Fee	
					\$355.00	
Total Claims:	20	-20 =	0	X \$9 =	\$0.00	
Independent Claims	4	- 3 =	1	X \$40 =	40.00	
			TOTAL FI	LING FEE =	\$395.00	

- X Enclosed are checks in the amount of \$395.00 for filing fees and \$40.00 for recording fees.
- X Please credit any overpayment, or charge any additional fees required by this paper, to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P. A duplicate copy of this sheet is enclosed.
- X Pursuant to 37 C.F.R. § 1.213(a), Applicant respectfully requests that the above-identified patent application not be published under 37 U.S.C. § 122(b). Applicant(s) hereby certifies that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- This application is being filed without the Declaration and filing fee. Please advise the undersigned of the due date for submitting the Declaration and/or filing fee.

Respectfully submitted, BAKER BOTTS L.L.P.

Attorneys for Applicant

T. Murray smith Reg. No. 20,222 April 24, 2001

Correspondence Address: T. Murray Smith, Esq. Baker Botts L.L.P. 2001 Ross Avenue Suite 600 Dallas, Texas 75201-2980 Telephone: (214) 953-6684 Facsimile: (214) 953-6503

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Chan, et al.

Serial No.:

Unknown

Filing Date:

April 24, 2001

Title:

METHOD AND APPARATUS FOR VARYING

SIGNALS TRANSMITTED BY A TAG

Box Patent Application Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

I hereby certify that the enclosed documents (listed below) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 24th day of April, 2001, addressed to Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231.

Willie Tiles

Encl:

Application Transmittal Form

Specification, Claims and Abstract (72 pages)

Formal Drawings (10 Sheets)

Declaration (5 pages)

Assignment with Cover Sheet (5 pages)

Verified Statement Claiming Small Entity Status (1 page) Information Disclosure Statement with Form PTO-1449, and

one copy of each cited document

Checks (\$395.00 and \$40.00) Acknowledgment Post Card

Express Mail Receipt EL501039973US Attorney Docket No.: 066698.0128